

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JAMES HURT, JR.,

Plaintiffs,

JOINT PROPOSED  
VERDICT SHEET

-against-

15-CV-7612 (PKC)

THE CITY OF NEW YORK, a municipal entity,  
NYPD SERGEANT MICHAEL CONNIZO  
(Shield 1391, Tax ID 932485), and NYPD  
POLICE OFFICER JOHN DOE.

Defendants.

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**Plaintiff's Proposed Verdict Sheet:**

**1. Unlawful Stop & Search**

Did Defendant Michael Connizzo unlawfully stop and search plaintiff James Hurt?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 2.

If yes, what amount of compensatory damages do you award to Plaintiff?

\$ \_\_\_\_\_

Did plaintiff James Hurt prove he is entitled to punitive damages as a result of the unlawful stop and search claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 2.

If yes, what amount of punitive damages is plaintiff entitled to?

\$ \_\_\_\_\_

**2. False Arrest**

Did Defendant Michael Connizzo falsely arrest plaintiff James Hurt?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 3.

If yes, what amount of compensatory damages do you award to Plaintiff?

\$ \_\_\_\_\_

Did plaintiff James Hurt prove he is entitled to punitive damages as a result of the false arrest claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 3.

If yes, what amount of punitive damages is plaintiff entitled to?

\$ \_\_\_\_\_

**3. Excessive Force**

Did Defendant Michael Connizzo use excessive force against plaintiff James Hurt?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 4.

If yes, what amount of compensatory damages do you award to Plaintiff?

\$ \_\_\_\_\_

Did plaintiff James Hurt prove he is entitled to punitive damages as a result of the excessive force claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 4.

If yes, what amount of punitive damages is plaintiff entitled to?

\$ \_\_\_\_\_

**4. Assault**

Did Defendant Michael Connizzo assault plaintiff James Hurt?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 5.

If yes, what amount of compensatory damages do you award to Plaintiff?

\$ \_\_\_\_\_

Did plaintiff James Hurt prove he is entitled to punitive damages as a result of the assault claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", proceed to question 5.

If yes, what amount of punitive damages is plaintiff entitled to?

\$ \_\_\_\_\_

**5. Battery**

Did Defendant Michael Connizzo commit a battery against plaintiff James Hurt?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", your deliberations are finished. Page 5 of this verdict form should be signed and dated by the foreperson and given to the Marshal.

If yes, what amount of compensatory damages do you award to Plaintiff?

\$ \_\_\_\_\_

Did plaintiff James Hurt prove he is entitled to punitive damages as a result of the battery claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No", your deliberations are finished. Page 5 of this verdict form should be signed and dated by the foreperson and given to the Marshal.

If yes, what amount of punitive damages is plaintiff entitled to?

\$ \_\_\_\_\_

Your deliberations are now finished. The verdict form should be signed and dated by the foreperson and given to the Marshal.

\_\_\_\_\_, 2017  
Brooklyn, New York

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FOREPERSON

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**Defendants' Proposed Verdict Sheet:**

**Question 1 (Unlawful Stop and Search):**

Has plaintiff proven by a preponderance of the credible evidence that the defendant Michael Connizzo unlawfully stopped and searched him?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered "No" proceed to Question 3.**

**If you answered "Yes" proceed to Question 2(a).**

**Question 2(a) (Damages: Unlawful Stop and Search):**

Has plaintiff proven by a preponderance of the credible evidence that he suffered compensatory damages as a result of being unlawfully stopped and searched?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered "No," proceed to Question 2(b).**

**If you answered "Yes," proceed to Question 2(c).**

**Question 2(b):**

What amount of nominal damages, not to exceed one dollar, do you award plaintiff on his claim for unlawful stop and search? \$ \_\_\_\_\_ *Proceed to Question 3.*

**Question 2(c):**

State the total dollar amount of any actual compensatory damages that plaintiff has proven by a preponderance of the evidence he is entitled to recover for on her claim for unlawful stop and search:

\$ \_\_\_\_\_ **Proceed to Question 3**

**Question 3 (False Arrest):**

Has plaintiff proven by a preponderance of the credible evidence that the defendant Michael Connizzo falsely arrested plaintiff on July 2, 2014?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered "No" proceed to Question 5.**

**If you answered "Yes" proceed to Question 4(a).**

Question 4(a) (Damages: False Arrest):

Has plaintiff proven by a preponderance of the credible evidence that he suffered compensatory damages as a result of being falsely arrested?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered “No,” proceed to Question 4(b).**

**If you answered “Yes,” proceed to Question 4(c).**

Question 4(b):

What amount of nominal damages, not to exceed one dollar, do you award plaintiff on his claim for false arrest? \$ \_\_\_\_\_ **Proceed to Question 5.**

Question 4(c):

State the total dollar amount of any actual compensatory damages that plaintiff has proven by a preponderance of the evidence she is entitled to recover for on her claim for false arrest:

\$ \_\_\_\_\_ **Proceed to Question 5.**

Question 5 (Excessive Force):

Has plaintiff proven by a preponderance of the credible evidence that defendant Michael Connizzo intentionally subjected him to excessive force?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered “No”, proceed to Question 7.**

**If you answered “Yes,” proceed to Question 6(a).**

Question 6(a) (Damages for Excessive Force):

Has plaintiff proven by a preponderance of the credible evidence that he suffered compensatory damages as a result of being subjected to excessive force?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered “No,” proceed to Question 6(b).**

**If you answered “Yes,” proceed to Question 6(c).**

Question 6(b):

What amount of nominal damages, not to exceed one dollar, do you award plaintiff on his excessive force claim?

\$ \_\_\_\_\_ **Proceed to Question 7.**

Question 6(c):

State the total dollar amount of any actual compensatory damages that plaintiff has proven by a preponderance of the evidence he is entitled to recover for being subject to excessive force:

\$ \_\_\_\_\_ **Proceed to Question 7.**

Question 7 (Negligence):

Has plaintiff proven by a preponderance of the credible evidence that the defendant Michael Connizzo negligently hit plaintiff with his car?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered “No”, your deliberations are finished. Proceed to the instructions at the end.**

**If you answered “Yes,” proceed to Question 8(a).**

Question 8(a) (Damages: Negligence):

Has plaintiff proven by a preponderance of the credible evidence that she suffered compensatory damages as a result of her fair trial claim?

Yes \_\_\_\_\_ No \_\_\_\_\_

**If you answered “Yes,” proceed to Question 8(b).**

Question 8(b):

State the total dollar amount of any actual compensatory damages that plaintiff has proven by a preponderance of the evidence he is entitled to recover for his negligence claim: \$ \_\_\_\_\_

**Your deliberations are finished. Proceed to the instructions at the end.**



**YOU HAVE REACHED A VERDICT. THE FOREPERSON SHOULD DATE AND SIGN THIS VERDICT FORM AND ADVISE THE MARSHAL.**

Your foreperson must now sign and date the verdict sheet.

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Signature of foreperson

Dated: New York, New York

\_\_\_\_, 2017

Dated: New York, New York  
December 18, 2017

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